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Applicant(s): Liang-Chang Dong, et al.

Attorney Docket No.: ARC 2556 N1

Serial No.: 09/740,191

Group Art Unit: 1615

Filed: 12/19/00

Examiner: SHEIKH, Humeran

For: DOSAGE FORM
COMPRISING LIQUID
FORMULATION**CERTIFICATE OF FACSIMILE
TRANSMISSION**Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**Enclosed Please find:**

1. Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.137(b) (2 pages);
2. Statement of Unintentional Delay Pursuant to 37 CFR 1.137(b)(3) (2 pages);
3. Amendment (9 pages); and
4. Fee Transmittal PTO/SB/17 (in duplicate) (2 pages)

Total Pages 16 (including this page)**I hereby certify that this correspondence is being facsimile transmitted
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(Date of facsimile transmission)**
Susan Ahearn1/9/04
Date

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PTO/SB/17 (10-03)

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**FEE TRANSMITTAL
for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 1,330.00**Complete if Known**

Application Number	09/740,191
Filing Date	December 19, 2000
First Named Inventor	Liang-Chang Dong
Examiner Name	SHEIKH, Humcran
Art Unit	1615
Attorney Docket No.	ARC 2556 NI

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
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☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-20** =	X	
Claims	-3** =	X	
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 86	2201 143	Independent claims in excess of 3	
1203 280	2203 145	Multiple dependent claim, if not paid	
1204 86	2204 43	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 90	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 420	2252 210	Extension for reply within second month	
1253 950	2253 475	Extension for reply within third month	
1254 1,480	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing brief in support of an appeal	
1403 280	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 1,330.00**SUBMITTED BY**

Name (Print/Type)	Samuel E. Webb	Registration No. (Attorney/Agent)	44,394	Telephone	650-564-5106
Signature		Date	January 8, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Atty. Docket No.
ARC 2556 N1

CN 27777

Date: January 9, 2004 By: Susan Ahearn

Susan Ahearn

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Liang-Chang Dong, et al.
Serial No.: 09/740,191
Filed: December 19, 2000
For: DOSAGE FORM COMPRISING
LIQUID FORMULATION

Group Art Unit: 1615

Examiner: SHEIKH, Humeran

Re: PETITION TO REVIVE

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Statement of Unintentional Delay Pursuant to 37 CFR 1.137(b)(3)

Sir:

Applicants state that the entire delay in filing the required reply from the due date for the reply until the filing of the grantable petition pursuant to 37 CFR 1.137(b)(3) was unintentional.

Though an office action was mailed in this application on March 17, 2003, a due date for response to the office action was not entered into our docketing system. As a result, a response to the March 17, 2003 Office Action was not filed during the statutory period.

A Notice of Abandonment was received in this application by Applicants on September 30, 2003. Though this petition is being filed more than three months after receipt of such Notice, Applicants state that the entire delay from receipt of the Notice

until the filing of the grantable petition pursuant to 37 C.F.R. 1.137(b)(3) was unintentional.

The Notice of Abandonment issued in this application was received in our office shortly after the departure of three patent attorneys from our office. The departure of these attorneys caused significant changes in case responsibilities for the attorneys remaining in our office. As a result of such changes, the need to file a petition to revive this application was unintentionally overlooked, causing an unintentional delay in preparation of a grantable petition pursuant to 37 CFR 1.37(b)(3).

If any questions remain regarding the unintentional delay in filing the enclosed response, please direct any questions to the undersigned attorney at (650) 564-5106.

The Commissioner is hereby authorized to charge any additional fees associated with this paper or during the pendency of this application, or credit any overpayment, to Deposit Account No. 10-0750.

Respectfully submitted,



Samuel E. Webb
Registration No. 44,394
Attorney for the Applicants

Direct: (650) 564-5106
Fax: (650) 564-2195

Dated: January 8, 2004

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